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Attorneys for Defendant
FIDELITY CAPITAL FUNDING, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

11 WASHINGTON MUTUAL BANK, a federal) CASE NO. C 08 1407 EMC
12 savings bank, as successor at law to Long Beach)
13 Mortgage Company,) Action Filed: March 12, 2008
14 Plaintiff,) *W.D.C.*
15 v.) [PROPOSED] ORDER
16 FIDELITY CAPITAL FUNDING, INC., a)
California corporation)
17 Defendant.)

18 **GOOD CAUSE APPEARING, IT IS ORDERED** that the Court will permit defendant
19 **FIDELITY CAPITAL FUNDING, INC.** and its insurance carrier to attend the September 26, 2008
20 Mediation by telephone.

22 DATED: 9-10, 2008

MAGISTRATE JUDGE WAYNE D. BRAZIL